

Attorney's Docket No.: \_\_\_\_\_

**DECLARATION, POWER OF ATTORNEY AND PETITION**

I (We), the undersigned inventor(s), hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I (We) believe that I am (we are) the original, first, and joint (sole) inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled

ANTIBODY AGAINST VON WILLEBRAND FACTOR CLEAVING ENZYME  
AND ASSAY SYSTEM USING THE SAME

the specification of which

- ☐ is attached hereto.
- ☐ was filed on \_\_\_\_\_ as  
Application Serial No. \_\_\_\_\_  
and amended on \_\_\_\_\_.
- ☒ was filed as PCT international application  
Number PCT/JP2003/012280  
on September 25, 2003,  
and was amended under PCT Article 19  
on \_\_\_\_\_ (if applicable).

I (We) hereby state that I (We) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; that I (We) do not know and do not believe that this invention was ever known or used before my invention or discovery thereof, or patented or described in any printed publication in any country before my invention or discovery thereof, or more than one year prior to this application, or in public use or on sale in the United States for more than one year prior to this application; that this invention or discovery has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by me or my legal representatives or assigns more than twelve months before this application.

I (We) acknowledge the duty to disclose information known to be material to the patentability of this application as defined in Section 1.56 of Title 37 Code of Federal Regulations.

I (We) hereby claim foreign priority benefits under Section 119(a)-(d) of Title 35 United States Code, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Application No.	Country	Filing date	Priority claimed
<u>2002-279924</u>	<u>Japan</u>	<u>September 25, 2002</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>2002-377569</u>	<u>Japan</u>	<u>December 26, 2002</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Section 119(e) of Title 35 United States Code, of any United States application(s) listed below.

_____ (Application Number)	_____ (Filing Date)
_____ (Application Number)	_____ (Filing Date)

I (We) hereby claim the benefit under Section 120 of Title 35 United States Code, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Section 112 of Title 35 United States Code, I (We) acknowledge the duty to disclose material information as defined in Section 1.56(a) of Title 37 Code of Federal Regulations, which occurred between the filing date of the prior application and national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status (pending, patented, abandoned)
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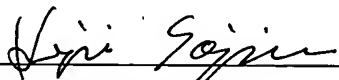
And I (We) hereby appoint: Stephen A. Bent, Registration No. 29,768; David A. Blumenthal, Registration No. 26,257; John J. Feldhaus, Registration No. 28,822; Donald D. Jeffery, Registration No. 19,980; Peter G. Mack, Registration No. 26,001; Brian J. McNamara, Registration No. 32,789; Sybil Meloy, Registration No. 22,749; Colin G. Sandercock, Registration No. 31,298; Bernhard D. Saxe, Registration No. 28,665; Richard L. Schwaab, Registration No. 25,479; and Arthur Schwartz, Registration No. 22,115.

I(We) hereby request that all correspondence regarding this application be sent to the firm of FOLEY & LARDNER whose Post-office address is: Washington Harbour, Suite 500, 3000 K Street, N.W., Washington, DC 20007-5109 U.S.A.

I (We) declare further that all statements made herein of my (our) knowledge are true and that all statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Kenji SOEJIMA

NAME OF FIRST INVENTOR



Signature of Inventor

March 16, 2005

Date

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Citizen of: Japan

Post Office Address: c/o Kikuchi

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Signature of Inventor

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Date

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*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE*

Applicant: Kenji SOEJIMA et al.

Title: ANTIBODY AGAINST ENZYME SPECIFICALLY CLEAVING VON  
VILLEBRAND FACTOR AND ASSAY SYSTEM USING THE SAME

Int'l. Appl. No.: PCT/IP2003/012280

Int'l. Filing  
Date: September 25, 2003

Examiner: Unassigned

Art Unit: Unassigned

DECLARATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I declare:

1. A deposit of the microorganism identified as WH10, of Accession number FERM BP-8174; the microorganism identified as WH63.1, of Accession number, FERM BP-8175; the microorganism identified as WHS 40.3, of Accession number FERM BP-8176; the microorganism identified as Pep4-34.1, of Accession number FERM BP-8177; the microorganism identified as Pep6-6A, of Accession number FERM BP-08474; the microorganism identified as Pep4-5B-1, of accession No. FERM BP-08475; the microorganism identified as WH2-22-1A, of Accession number FERM BP-08483; the microorganism identified as WH2-1-1, of Accession number FERM BP-08484 and the microorganism identified as WH2-11-1, identified of Accession number FERM BP-08485, was made at the International Patent Organism Depositary, National Institute of Advanced Industrial Science and Technology, AIST Tsukuba Central 6, 1-1, Higashi 1-Chome, Tsukuba-shi, Ibaraki-ken 305-8566 Japan and accepted under the provisions of the Budapest Treaty for patent purposes.

2. The deposit having Accession numbers, FERM BP-8174, FERM BP-8175, FERM BP-8176, FERM BP-8177, FERM BP-08474, FERM BP-08475, FERM BP-08483, FERM BP-08484, and FERM BP-08485 were made on September 4, 2002, September 4, 2002, September 4, 2002, September 4, 2002, September 10, 2003, September 10, 2003, September 12, 2003, September 12, 2003 and September 12, 2003 respectively.

3. All restrictions on the availability to the public of the culture deposited will be irrevocably removed upon the granting of a patent from the above-identified application.

4. The deposit will be replaced if viable samples cannot be dispensed by the depository.

5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued therefrom.

Signed this 24<sup>th</sup> day of March 2005,

A handwritten signature in black ink, appearing to read "S. A. Bent", is written over a horizontal line.

Name: Stephen A. Bent  
Reg. No. 29,768  
Applicants' Representative